

under such guard or guards as the Sheriff shall determine to be necessary, and as soon thereafter as possible, said convict shall be, by the said Sheriff delivered to the Warden of the Maryland Penitentiary, where he shall be placed in solitary confinement under such guard or guards as might be necessary, to await the execution of his sentence by the said Warden as aforesaid. All expenses of transportation of said convict to the Maryland Penitentiary, a fee of twenty-five dollars to the spiritual advisor of said convict, the per diem of a day and night guard over said convict while in confinement, and a fee of twenty-five dollars to the doctor in attendance at said hanging, shall be paid upon a certificate being presented by the Warden aforesaid, after the execution has taken place, containing an itemized statement of said expense, by the order of the County Commissioners of the county where said convict was indicted, or of the Mayor and City Council of Baltimore if indicted in Baltimore City, and it shall be the duty of said County Commissioners or Mayor and City Council of Baltimore, as the case might be, to order the immediate payment of said bill.

1922, ch. 465, sec. 7.

411. Should the condemned felon, while in the custody of the Warden of the Maryland Penitentiary or the Sheriff of the county or city where he was indicted, be granted a reprieve by the Governor, or should the execution of the sentence be stayed by any competent judicial proceeding, notice of such reprieve or stay of execution shall be served upon the said Warden or Sheriff, as well as upon the condemned felon, and the said Warden or Sheriff shall yield obedience to the same, and said felon shall remain in the custody of said Warden or Sheriff where he happens to be at the time of that notice. In any subsequent proceeding the mandate of the Court having regard to the condemned felon, shall be served upon the Warden or Sheriff, then having said felon in custody, as well as the said felon. Should the said felon be resented by the Court, then the proceedings shall be as hereinbefore provided under the original sentence. Should a new trial be granted such condemned felon after he has been conveyed to the Penitentiary, then he shall be conveyed back to the place of trial by such guard or guards as the Warden may direct, their expenses to be paid as is now provided by law for the conveyance of convicts to the House of Correction.

1922, ch. 465, sec. 8.

412. Upon application of the relatives of the person convicted, the body after execution shall be returned to their address and at their cost, otherwise burial shall be provided for as said Warden shall arrange and determine. From the time of such delivery until the infliction of the punishment of death upon him, unless he shall be lawfully discharged from such sentence, the person so sentenced shall be kept in solitary confinement, and no person shall be allowed access to him without an order of some court of competent jurisdiction, except the officers of the prison, his counsel, his physician, a priest or minister of religion, if he shall desire one, and the members of his family.